THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.23529 of 2007

Between:

Smt.Bahseerunnisa Begum and others.

.. PETITIONERS

and

The Revenue Divisional Officer and another.

.. RESPONDENTS

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.23529 of 2007

-

ORDER:

It is the case of the petitioners that against the order passed by the Tahsildar, Adilabad, in proceedings No.C/1392/2007, dated 20-09-2007, under Section 4(1) (a) of A.P.Assigned Lands (Prohibition of Transfers) Act, 1977 (for short "the Act"), in resuming the land admeasuring Ac.6-18 gts., including the land admeasuring Ac.4-00 gts., which was purchased by the father of the petitioners, in Sy.No.29/17 situated at Khanapur Village, Adilabad Mandal and District, after issuing notices in Form-I and Form-II, on the ground that the said land was originally assigned in favour of one Sri M.Linganna and the said assignee transferred the said land in favour of the father of the petitioners and others in violation of sub-section (2) of Section 3 of the Act, the petitioners filed an appeal along with stay application before the 1st respondent and the same are pending. It is further stated that pending disposal of the appeal, the 2nd respondent is taking steps to dispossess the petitioners from the land in question.

As the appeal is pending, without expressing any opinion on the merits of the case, I am of the opinion that it is just and proper to direct the 1st respondent to consider and dispose of the appeal itself.

Accordingly, the writ petition is disposed of directing the 1st respondent to consider and dispose of the appeal filed against the order of the 2nd respondent in proceedings No.C/1392/07, dated 20-09-2007, as expeditiously as possible, in accordance with law. Pending disposal of the appeal, there shall be stay of dispossession in respect of the land admeasuring Ac.4-00 gts. alone, which is said to have been purchased by the father of the petitioners, pursuant to the resumption order of the 2nd respondent, dated 20-09-2007. There shall be no order as to costs.

_____

06-11-2007

Prv